No. 43

MICHIGAN SENATE

DAILY CALENDAR

THURSDAY, MAY 13, 1999 10:00 a.m.

MESSAGES FROM THE HOUSE

SB 381 Sen. Stille

Health; anatomical gifts; harvesting of human organs by individual who is not a licensed physician, an individual acting under the delegatory authority of a licensed physician, or other legally authorized individual; specifically prohibit and prescribe penalties.

— 1 ——

Amends sec. 10204 of 1978 PA 368 (MCL 333.10204).

I.E. House, May 5, 1999.

Returned from House with substitute (H-1), Thursday, May 6; laid over under the rules.

THIRD READING OF BILLS

_____ 2 ____

SJR G Sen. Sikkema

State; employees and officers; lieutenant governor; amend constitution to allow governor to appoint a lieutenant governor if office becomes vacant.

Amends sec. 21, art. V of the state constitution.

Reported by Committee on Government Operations. Senate substitute (S-1).

Defeated, Tuesday, March 9; motion to reconsider vote pending.

3

SB 287 Sen. Van Regenmorter

Traffic control; violations; criminal road endangerment; establish and provide penalties.

Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 626c.

Reported by Committee on Judiciary.

Senate substitute (S-6).

Committee recommended I.E.

4

SB 390 Sen. Van Regenmorter

Criminal procedure; sentencing guidelines; crime of criminal road endangerment; include in sentencing guidelines

Amends sec. 12, ch. XVII of 1927 PA 175 (MCL 777.12).

Reported by Committee on Judiciary.

Senate substitute (S-2).

Committee recommended I.E.

THIRD READING OF BILLS

_____ 5 _____

SB 300 Sen. Jaye

Weapons; licensing; time limit for permit to purchase pistol; extend.

Amends sec. 2 of 1927 PA 372 (MCL 28.422).

Reported by Committee on Hunting, Fishing and Forestry.

For Senate amendment, see Senate Journal No. 32, page 483.

Committee recommended I.E.

6

SB 96 Sen. Van Regenmorter

Mental health; other; civil commitment process for certain violent offenders; provide for.

Amends 1974 PA 258 (MCL 330.1001 - 330.2106) by adding ch. 10A.

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

GENERAL ORDERS

7

SB 343 Sen. Schuette

State; other; urban homesteading program; permit.

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-3).

Committee recommended I.E.

8

SB 344 Sen. Sikkema

State; other; homesteading of single-family public housing; permit.

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-3).

Committee recommended I.E.

9

SB 345 Sen. Schuette

State; other; homesteading of multifamily public housing projects; permit.

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-3).

— 10 ——

SB 346 Sen. V. Smith

State; other; homesteading of vacant land; permit.

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-3).

Committee recommended I.E.

—— 11 —

SB 347 Sen. Emerson

State; other; housing commission to operate homestead program; permit.

Amends sec. 44b of 1933 (Ex Sess) PA 18 (MCL 125.694b).

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Committee recommended I.E.

— 12 —

SB 348 Sen. Hammerstrom

Housing; housing development authority; homesteading programs and certain loans and grants; authorize authority participation.

Amends sec. 22 of 1966 PA 346 (MCL 125.1422).

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Committee recommended I.E.

_____ 13 ___

SB 398 Sen. Jaye

Natural resources; fishing; reporting of ice fishing rescue warnings and civil infraction determinations on LEIN system; provide for.

Amends sec. 4 of 1974 PA 163 (MCL 28.214).

Reported by Committee on Hunting, Fishing and Forestry.

Committee recommended I.E.

_____ 14 _____

SB 399 Sen. Jaye

Natural resources; fishing; reporting of individuals rescued from waters as result of ice fishing; require and provide for civil infraction determination and civil liability.

Amends part heading of pt. 465 & secs. 46501 & 46509 of 1994 PA 451 (MCL 324.46501 & 324.46509); adds sec. 46510 & repeals sec. 46510 of 1994 PA 451 (MCL 324.46510).

Reported by Committee on Hunting, Fishing and Forestry.

Committee recommended I.E.

— 15 ———

SB 158 Sen. Rogers

Worker's compensation; benefits; employee under the influence of intoxicating liquor or drugs; prohibit benefits paid.

Amends 1969 PA 317 (MCL 418.101 - 418.941) by adding sec. 306.

Reported by Committee on Human Resources, Labor, Senior Citizens and Veterans Affairs.

Senate substitute (S-2).

Committee recommended I.E.

GENERAL ORDERS

— 16 ———

SB 487 Sen. Schuette

Property tax; delinquent taxes; tax reversion process; revise.

Amends sec. 60 of 1893 PA 206 (MCL 211.60) & adds secs. 60a, 78, 78a, 78b, 78c, 78d, 78e, 78f, 78g, 78h, 78i, 78i, 78k, 78l, & 78m.

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-3).

Committee recommended I.E.

------ 17 -------

SB 488 Sen. Steil

Property tax; delinquent taxes; procedure for certification of delinquent property as abandoned; provide for.

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-1).

Committee recommended I.E.

____ 18 _____

SB 489 Sen. Peters

Property tax; delinquent taxes; procedures for certified abandoned property foreclosure; provide for.

Amends 1893 PA 206 (MCL 211.1 - 211.157) by adding secs. 79, 79a, 79b, 79c, 79d, 79e & 79f.

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-1).

Committee recommended I.E.

____ 19 _____

SB 507 Sen. Schuette

Property tax; delinquent taxes; emergency program to obtain clear title to a backlog of tax reverted property owned by a local tax collecting unit; create.

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-1).

Committee recommended I.E.

____ 20 ____

SB 556 Sen. Van Regenmorter

Crimes; drunk driving; technical revisions to repeat offender package; provide.

Amends secs. 204a, 219, 233, 258, 303, 310d, 321a, 323, 602a, 605, 625, 625g, 625h, 732, 904, 904c, 904d & 904e of 1949 PA 300 (MCL 257.204a et seq.).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

— 21 ——

SB 557 Sen. Rogers

Traffic control; driver license; issuance of restricted driver license to individual whose license is suspended for a controlled substance violation; revise requirements.

Amends sec. 7408a of 1978 PA 368 (MCL 333.7408a).

Reported by Committee on Judiciary.

____ 22 _____

SB 558 Sen. Hammerstrom

Crimes; drunk driving; revision to repeat offender package; allow district court magistrates to arraign and sentence for certain vehicle code offenses.

Amends sec. 8511 of 1961 PA 236 (MCL 600.8511).

Reported by Committee on Judiciary. Committee recommended I.E.

____ 23 _____

SB 559 Sen. North

Criminal procedure; other; issuance of appearance tickets for certain 93-day misdemeanor violations; allow.

Amends sec. 9f, ch. IV of 1927 PA 175 (MCL 764.9f).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

____ 24 _____

560 Sen. Miller SB

Crimes; drunk driving; fingerprints on arrest for 93-day local ordinance misdemeanor; require forwarding to department of state police only upon conviction.

Amends sec. 3 of 1925 PA 289 (MCL 28.243).

Reported by Committee on Judiciary. Committee recommended I.E.

_____ 25 _____

SB 571 Sen. Jaye

Criminal procedure; sex offender registration; registration crimes; include in sentencing guidelines.

Amends sec. 11, ch. XVII of 1927 PA 175 (MCL 777.11).

Reported by Committee on Judiciary.

Committee recommended I.E.

_____ 26 ____

SB 505 Sen. Hammerstrom

Human services; services or financial assistance; electronic benefits transfer for public assistance; exempt from state food stamp distribution act.

Amends sec. 1 of 1984 PA 387 (MCL 400.751).

Reported by Committee on Families, Mental Health and Human Services.

Senate substitute (S-1).

Committee recommended I.E.

____ 27 ____

SB 506 Sen. Hammerstrom

Human services; food assistance; access device; define for use in electronic transfer of funds.

Amends secs. 57 & 60 of 1939 PA 280 (MCL 400.57 &

Reported by Committee on Families, Mental Health and Human Services.

Senate substitute (S-4).

Committee recommended I.E.

GENERAL ORDERS

____ 28 _____

SB 566 Sen. Hammerstrom

Criminal procedure; sex offender registration; procedures; revise to comply with federal requirements.

Amends secs. 2, 3, 4, 5, 7, 9 & 10 of 1994 PA 295 (MCL 28.722 et seq.) & adds sec. 5a.

Reported by Committee on Families, Mental Health and Human Services.

Senate substitute (S-1).

Committee recommended I.E.

____ 29 _____

SB 567 Sen. Rogers

Criminal procedure; sex offender registration; procedures in probate code of 1939; conform to federal requirements.

Amends sec. 18, ch. XIIA of 1939 PA 288 (MCL

Reported by Committee on Families, Mental Health and Human Services.

Senate substitute (S-1).

Committee recommended I.E.

____ 30 _____

SB 568 Sen. Goschka

Criminal procedure; sex offender registration; photograph and fingerprint requirement for convicted sex offenders upon registry; provide for and permit court to identify other listed offenses.

Amends secs. 1 & 16a, ch. IX of 1927 PA 175 (MCL 769.1 & 769.16a).

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

____ 31 _____

SB 569 Sen. Johnson

Criminal procedure; sex offender registration; photograph requirements; require to comply with federal law and provide secretary of state procedures under Michigan vehicle code.

Amends sec. 307 of 1949 PA 300 (MCL 257.307).

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

____ 32 _____

SB 570 Sen. Gougeon

Criminal procedure; sex offender registration; photograph requirements; conform to federal law and provide procedures to secretary of state under personal ID card act.

Amends sec. 2 of 1972 PA 222 (MCL 28.292).

Reported by Committee on Families, Mental Health and Human Services.

____ 33 _____

SB 281 Sen. Jaye

Natural resources; hunting; firearms; authorize to be loaded to capacity on department of natural resources shooting ranges.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding sec. 504a.

Reported by Committee on Hunting, Fishing and Forestry.

Committee recommended I.E.

____ 34 ____

SB 438 Sen. Jaye

Natural resources; hunting; firearm hunting from raised platforms; allow.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding sec. 40113b.

Reported by Committee on Hunting, Fishing and Forestry.

Committee recommended I.E.

— 35 ———

SB 385 Sen. Bennett

Communications; mail; disclosure of certain personal information on mailing labels; prohibit.

Reported by Committee on Local, Urban and State Affairs.

For Senate amendment, see Senate Journal No. 42, page 671.

Committee recommended I.E.

____ 36 _____

SB 485 Sen. Stille

Local government; financing; consolidation of debt retirement accounts; allow.

Amends sec. 1b, ch. VII of 1943 PA 202 (MCL 137.1b).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

Committee recommended I.E.

SB 509 Sen. North

Land use; zoning and growth management; variance in airport zoning; authorize condemning agency to seek.

Amends sec. 24 of 1950 (Ex Sess) PA 23 (MCL 259.454).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

Committee recommended I.E.

_____ 38 _____

SB 514 Sen. Stille

Occupations; licensing fees; fees for appraisers licenses; revise.

Amends secs. 2, 6 & 38 of 1979 PA 152 (MCL 338.2202 et seg.).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

Committee recommended I.E.

GENERAL ORDERS

— 39 ——

SB 515 Sen. Dunaskiss

Land use; zoning and growth management; variance in natural rivers zoning; authorize condemning agency to seek.

Amends secs. 30510 & 30512 of 1994 PA 451 (MCL 324.30510 & 324.30512).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-2).

Committee recommended I.E.

SB 516 Sen. Bullard

Land use; zoning and growth management; variance in county zoning; authorize condemning agency to seek.

Amends sec. 20 of 1943 PA 183 (MCL 125.220).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

Committee recommended I.E.

— 41 —

SB 517 Sen. Bullard

Land use; zoning and growth management; variance in township zoning; authorize condemning agency to seek.

Amends sec. 20 of 1943 PA 184 (MCL 125.290).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

Committee recommended I.E.

SB 518 Sen. Johnson

Land use; zoning and growth management; variance in city and village zoning; authorize condemning agency to seek.

Amends sec. 5 of 1921 PA 207 (MCL 125.585).

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-1).

Committee recommended I.E.

— 43 ——

SB 519 Sen. Dunaskiss

Land use; condemnation; changes in amounts of certain good faith offers resubmitted to account for federal or state hazardous substance cost recovery actions; limit.

Amends sec. 5 of 1980 PA 87 (MCL 213.55).

Reported by Committee on Local, Urban and State Affairs.

Committee recommended I.E.

---- 44 ------

SB 513 Sen. Stille

Occupations; appraisers; real property appraiser qualification requirements; revise.

Amends secs. 2601, 2603, 2605, 2607, 2609, 2611, 2613, 2615, 2617, 2619, 2621, 2623, 2625, 2627, 2629, 2633, 2635 & 2637 of 1980 PA 299 (MCL 339.2601 et seq.) & adds secs. 2614 & 2636.

Reported by Committee on Local, Urban and State Affairs.

Senate substitute (S-2).

SB 405 Sen. Peters

Single business tax; tax base; deduction of 50% of costs for certain retirement plans; provide for.

Amends 1975 PA 228 (MCL 208.1 - 208.145) by adding sec. 39d.

Reported by Committee on Finance.

Senate substitute (S-1).

Committee recommended I.E.

----- 46 -----

SB 454 Sen. McCotter

Income tax; property tax credit; Roth individual retirement account conversion income; exempt from calculation of household income.

Amends sec. 508 of 1967 PA 281 (MCL 206.508).

Reported by Committee on Finance.

Committee recommended I.E.

SB 555 Sen. Hammerstrom

Sales tax; exemptions; vended nonalcoholic beverages; exempt.

Amends sec. 4g of 1933 PA 167 (MCL 205.54g).

Reported by Committee on Finance.

Senate substitute (S-1).

Committee recommended I.E.

— 48 —

SB 586 Sen. Bullard

Liquor; licenses; issuance of additional resort economic development liquor licenses; provide for.

Amends sec. 531 of 1998 PA 58 (MCL 436.1531).

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-1).

Committee recommended I.E.

COMMITTEE REPORTS

----- 49 ------

SB 436 Sen. Murphy

Health; pharmaceuticals; delegation by dispensing prescriber of authority to dispense methadone; provide for under certain circumstances.

Amends sec. 17745a of 1978 PA 368 (MCL 333.17745a).

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

_____ 50 _____

SR 51 Sen. Stille

A resolution to urge the Department of Environmental Quality to commence cleanup work on Tannery Bay in White Lake in Muskegon County.

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-2).

For text of resolution, see Senate Journal No. 36, page 537.

Refer to Resolutions pursuant to Rule 3.106.

COMMITTEE REPORTS

— 51 ———

HB 4394 Rep. DeVuyst

Traffic control; driver license; suspension or revocation of license for operation of motor vehicles for individuals convicted of driving under the influence of alcohol; expand to include watercraft, snowmobiles, and off-road vehicles.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding secs. 80186a, 81140a & 82147a.

I.E. House, April 20, 1999.

House substitute (H-2).

Reported by Committee on Natural Resources and Environmental Affairs.

Reported with amendment.

Refer to Committee of the Whole pursuant to Rule 3.701.

_____ 52 ____

HB 4470 Rep. Birkholz

Environmental protection; code; storm water fees; extend sunset.

Amends sec. 3118 of 1994 PA 451 (MCL 324.3118).

I.E. House, May 6, 1999.

Reported by Committee on Natural Resources and Environmental Affairs.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

_____ 53 _____

HB 4471 Rep. DeVuyst

Environmental protection; code; sunset for certain sections; extend.

Amends secs. 3104, 30101, 30104, 30105, 30109, 32312, 32501 & 32513 of 1994 PA 451 (MCL 324.3104 et seq.).

I.E. House, May 6, 1999.

For House amendment, see House Journal No. 39, page 745.

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

SB 182 Sen. Hammerstrom

Controlled substances; other; possession of more than 2 grams of ephedrine-containing substance; prohibit and regulate delivery of ephedrine-containing substance as prescription drug.

Amends secs. 17766c & 17770 of 1978 PA 368 (MCL 333.17766c & 333.17770) & adds sec. 17766d.

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

COMMITTEE REPORTS

- 55

SB 315 Sen. Van Regenmorter

Crimes; abuse; definition of physical injury in child abuse statute; revise to include skull, rib, or spinal fracture.

Amends sec. 136b of 1931 PA 328 (MCL 750.136b).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

— 56 —

SB 378 Sen. Gougeon

Crimes; embezzlement; embezzlement by certain courtappointed guardians, conservators, personal representatives, trustees, and other fiduciaries; prohibit and provide penalties.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 174a.

Reported by Committee on Judiciary.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

— 57 —

SB 497 Sen. Rogers

Crimes; electronic surveillance; wiretapping; allow in certain circumstances and prescribe procedures, penalties, and remedies.

Creates new act & repeals secs. 539a - 539i of 1931 PA 328 (MCL 750.539a - 750.539i).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

(Eligible for passage Sunday, May 16.)

SB 597 Sen. Gougeon

Criminal procedure; sentencing guidelines; felony provisions for embezzlement by certain court-appointed guardians, conservators, personal representatives, trustees, and other fiduciaries; include in sentencing guidelines.

Amends sec. 16i, ch. XVII of 1927 PA 175 (MCL 777.16i).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

— 59 —

(Eligible for passage Sunday, May 16.)

SB 598 Sen. Goschka

Criminal procedure; sentencing guidelines; wiretapping crimes; add to sentencing guidelines.

Amends sec. 16z, ch. XVII of 1927 PA 175 (MCL 777.16z) & adds sec. 19a to ch. XVII.

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

SCHEDULED MEETINGS

Agriculture Preservation Task Force (SR 52) - Friday, May 21, 9:00 a.m., Lowell Township Hall, 2910 Alden Nash, Lowell Township; Monday, May 24, 1:00 p.m., Oaklane Golf Course, Conference Room, 800 North Main Street, Webberville; Friday, June 18, 1:00 p.m., Marlette Middle School, Media Center, 6230 Euclid Street, Marlette; Tuesday, June 29, 11:00 a.m., Michigan State University Livestock Pavilion, East Lansing (373-1725)

Appropriations - Tuesday, May 18, 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-6960)

Subcommittees -

Capital Outlay - Thursday, May 13, 8:45 a.m., House Appropriations Room, 3rd Floor, Capitol Building (373-6960)

Community Health - Tuesday, May 18, 12:30 p.m., Room 402, Capitol Building (373-1777)

Higher Education - Thursday, May 13, 1:30 p.m., and Tuesday, May 18, 8:45 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-3447)

School Aid - Thursday, May 13, 5:00 p.m., House Appropriations Room, 3rd Floor, Capitol Building; and Monday, May 17, 5:00 p.m., K/RESA-Kalamazoo Regional Educational Service Agency, 1819 East Milham Road, Kalamazoo (373-1635)

Finance and House Tax Policy Committee, Joint - Thursday, May 13, 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-3760)

Health Policy - Thursday, May 13, 1:30 p.m., and Tuesday, May 18, 3:00 p.m., Room 100, Farnum Building (373-0793)

Human Resources, Labor, Senior Citizens & Veterans Affairs - Thursday, May 13, 1:00 p.m., Room 210, Farnum Building (373-2420)

Hunting, Fishing and Forestry - Thursday, May 13, 2:30 p.m., Room 110, Farnum Building (373-7670)